

SEP. 25 '03 (THU) 15:53

ALSTON & BIRD

TEL: 98622260

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Amend. D
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PATENT

RESPONSE UNDER 37 C.F.R. 1.116 - EXPEDITED
PROCEDURE - EXAMINING GROUP 1648

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 09/719,340 Confirmation No.: 7175
Applicant(s): Kappes *et al.*
Filed: 6/23/99
Art Unit: 1648
Examiner: S. Foley
Title: CELL-BASED METHOD AND ASSAY FOR MEASURING THE
INFECTIVITY AND DRUG SENSITIVITY OF IMMUNODEFICIENCY
VIRUS

Docket No.: 044276/209251
Customer No.: 00826

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**AMENDMENT AFTER FINAL ACTION
PURSUANT TO 37 C.F.R. § 1.116**

Sir:

In response to the Final Office Action dated March 26, 2003, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims beginning on page 3 of this paper.

Remarks/Arguments begin on page 5 of this paper.

#21
Req RCE filing
10/11/03
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REQUEST For CONTINUED EXAMINATION (RCE) TRANSMITTAL Address to: MAIL STOP RCE COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450 (Revised 01/2003)	Application Number 09/719,340	SEP 26 2003
	Filing Date 6/23/99	
	First Named Inventor: Kappes <i>et al.</i>	
	Art Unit: 1648	
	Examiner Name: S. Foley	
	Confirmation No.: 7175	
	Attorney Docket No. 044276/209251	
This is a request for <u>Continued Examination (RCE)</u> under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.		

1. **Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendments(s)/reply under 37 C.F.R. § 1.116 previously filed on ____ (Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ____
- iii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavits(s)/Declarations(s)
- iii. ☐ Information Disclosure Statement (IDS); of cites listed on PTO Form 1449
- iv. ☒ Other: Request for Three Month Extension of Time

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)
- b. ☐ Other

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Appl. No.: 09/719,340
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3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
- a. The Director is hereby authorized to charge any fee deficiencies, or credit any overpayments to Deposit Account No. 16-0605.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
(\$750.00 large entity; \$375.00 small entity)
- ii. ☐ Extension of Time Fee (37 C.F. R. §§ 1.136 and 1.17)
- iii. ☐ Other
- b. ☐ Check in the amount of \$___ enclosed

Respectfully submitted,

Kelly J. Williamson

Kelly J. Williamson
Patent Agent
Registration No. 47,179

Customer No. 00826
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Raleigh Office (919) 862-2200
Fax Raleigh Office (919) 862-2260

CERTIFICATION OF FACSIMILE TRANSMISSION	CERTIFICATE OF MAILING
<p>I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office at Fax No. 703-872-9307 on the date shown below.</p> <p><i>Pamela Lockley</i> 9/25/03 Pamela Lockley Date</p>	<p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 25, 2003</p>

RTA01/2143270v1